



Saint Louis County

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Barbara Hayden
Director

SUMMARY

**SUMMARY OF SEPTEMBER 13, 2011 BOARD OF ADJUSTMENT MEETING,
9:00 AM – 12:15 PM, NORTHLAND OFFICE CENTER, VIRGINIA, MINNESOTA.**

BOA MEMBERS PRESENT: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay - 6
BOA MEMBERS ABSENT: Klun – 1 (resignation submitted)

APPROVAL OF MINUTES FROM AUGUST 16, 2011 MEETING:

In favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay - 6
Opposed: None – 0

COMMUNICATIONS: None.
INTERPRETATIONS: None.

NEW CASES:

Case 5837 – Michael Van Duker (S36, T62N, R16W, Greenwood)

Approved a variance with staff's recommendations to allow the creation of a 2.4 acre parcel without platting with the condition that the sewage treatment shall be handled in a manner acceptable to the St. Louis County Environmental Services Department.

Motion by Coombe/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6
Opposed: None – 0

Motion carried 6-0

Case 5838 – Derik Schaefer (S3, T56N, R16W, unorganized)

Approved a variance with staff's recommendations to allow a garage to be constructed at a 52 foot setback from Mud Hen Creek, with the condition that the structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.

Motion by Peterson/Filipovich

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6
Opposed: None – 0

Motion carried 6-0

Case 5839 – Richard Fosse (S18, T62N, R13W, Morse)

Approved a variance with staff's recommendations to allow the creation of a 4.08 acre parcel with the condition that the parcel shall have an address assigned by 911 Communications.

Motion by Peterson/Coombe

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5840 – Paul Olsen (S23, T63N, R19W, Field)

Approved a variance with staff's recommendations to allow a principal dwelling addition at 80 feet from the rear property line, an accessory building at 36 feet from the rear property line and to allow a maximum lot coverage of 1,020 square feet.

Motion by Coombe/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5841 – Dennis Grigal (S16, T66N, R19W, Camp Five)

Approved a variance with staff's recommendations to allow a second addition of 60 square feet and an increased roof height to 20 feet to a nonconforming principal structure, with the following conditions:

1. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.
2. The shore impact zone shall be preserved in a natural state and screening shall be retained.
3. All demolition material and other waste shall be disposed of in a manner acceptable to St. Louis County Solid Waste Ordinance 45.

Motion by Filipovich/Johnson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5842 – Kathleen Hollander (S18, T54N, R12W, Pequaywan)

Approved a variance with staff's recommendations to allow an addition to a nonconforming structure that is 15.6 feet from the side property line and 70 feet from shoreline with the following conditions:

1. No excavation for the walk out basement shall occur within the shore impact zone.
2. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.
3. All demolition material and other waste shall be disposed of in a manner acceptable to St. Louis County Solid Waste Ordinance 45.
4. A silt barrier shall be in place during construction if necessary.

Motion by Coombe/Johnson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5843 – Gerald Smith (S3, T52N, R15W, Fredenberg)

Approved a variance with staff's recommendations to allow an accessory structure at a setback of 50 feet from the shoreline with the following conditions:

1. No excavation for the walk out basement shall occur within the shore impact zone.
2. Maintain vegetative screening between the structure and bay.
3. All demolition material and other waste shall be disposed of in a manner acceptable to St. Louis County Solid Waste Ordinance 45.

Motion by Werschay/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5844 – Adam Lilyquist (S36, T51N, R16W, Grand Lake)

Approved a variance with staff's recommendations to allow an addition to a principal structure with a two foot road right-of-way setback.

Motion by Peterson/Johnson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5845H – Mary Morris (S35, T56N, R15W, Colvin)

Approved a variance to allow a year-round holding tank on leased land for the following reasons:

1. The Morris's have their pumping and water meter records and have followed Ordinance 55, Section 23.06.
2. The variance will not have an effect on government services because the Environmental Services Department will oversee the operating permit.
3. The variance will not be detrimental unless the Morris's violate Ordinance 55.
4. The variance is feasible; otherwise, the Morris's will lose use of their cabin.
5. There is no reason to doubt that the property was seasonal when documents were submitted to the County.

Motion by Coombe/Peterson

In Favor: Coombe, Filipovich, Peterson, Pollock – 4

Opposed: Johnson, Werschay - 2

Motion carried 4-2